



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*86 Chambers Street, 3rd floor
New York, New York 10007*

August 20, 2021

BY ECF

The Honorable Paul A. Engelmayer
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *ACLU et al. v. DOD et al.*, No. 17 Civ. 3391 (PAE)

Dear Judge Engelmayer:

This Office represents the defendant agencies ("Defendants") in the above-captioned lawsuit brought pursuant to the Freedom of Information Act ("FOIA"). We write respectfully on behalf of the parties to provide a joint status report pursuant to the Court's Order dated July 6, 2021 (ECF No. 153).

As the parties have previously reported to the Court, the several defendant agencies have been reviewing, analyzing, and conferring with the undersigned about the fee schedule and proposed demand provided by Plaintiffs. The undersigned is continuing to pursue the consultation and approval needed to present a revised response to Plaintiffs, a process which is not fully complete, due partly to continuing other docket demands on the undersigned counsel, and the involvement of new personnel in the consultation process. For that reason, the parties jointly request that the Court grant them additional time in which to continue their negotiations and respectfully propose that the Court enter an order instructing the parties to file a further joint status update by October 15, 2021.

We thank the Court for its consideration of this matter.

Respectfully,

AUDREY STRAUSS
United States Attorney for the
Southern District of New York
Attorney for Defendants

By: /s/ Rebecca S. Tinio
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Granted. SO ORDERED.

A handwritten signature in blue ink that reads "Paul A. Engelmayer". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

PAUL A. ENGELMAYER
United States District Judge
8/23/2021